

# Senate Resolution 5

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1 1 SENATE RESOLUTION NO. \_\_\_\_  
1 2 BY COMMITTEE ON ETHICS  
1 3 (SUCCESSOR TO SSB 1054)  
1 4 A Resolution relating to the Senate Rules Governing  
1 5 Lobbyists and their interactions with the Senate and  
1 6 members of the Senate during the Eighty-second General  
1 7 Assembly.  
1 8 BE IT RESOLVED BY THE SENATE, That the Senate Rules  
1 9 Governing Lobbyists for the ~~Eighty-first~~ Eighty-second  
1 10 General Assembly shall be as follows:  
1 11 SENATE RULES GOVERNING LOBBYISTS  
1 12 1. DEFINITIONS. As used in these rules, "client",  
1 13 "gift", "honoraria" or "honorarium", "immediate family  
1 14 member", and "lobbyist" have the meaning provided in  
1 15 chapter 68B. As used in these rules, the term  
1 16 "political action committee" means a committee, but  
1 17 not a candidate's committee, which accepts  
1 18 contributions, makes expenditures, or incurs  
1 19 indebtedness in the aggregate of more than seven  
1 20 hundred fifty dollars in any one calendar year to  
1 21 expressly advocate the nomination, election, or defeat  
1 22 of a candidate for public office or to expressly  
1 23 advocate the passage or defeat of a ballot issue or  
1 24 influencing legislative action, or an association,  
1 25 lodge, society, cooperative, union, fraternity,  
1 26 sorority, educational institution, civic organization,  
1 27 labor organization, religious organization, or  
1 28 professional or other organization which makes  
1 29 contributions in the aggregate of more than seven  
1 30 hundred fifty dollars in any one calendar year to  
2 1 expressly advocate the nomination, election, or defeat  
2 2 of a candidate for public office or to expressly  
2 3 advocate the passage or defeat of a ballot issue or  
2 4 influencing legislative action.  
2 5 2. APPLICABILITY. These rules are only applicable  
2 6 to lobbying activities involving the Iowa general  
2 7 assembly.  
2 8 3. REGISTRATION REQUIRED. All lobbyists shall, on  
2 9 or before the day their lobbying activity begins,  
2 10 register in the manner provided under section 68B.36  
2 11 by filing a completed lobbyist's registration form  
2 12 with the person or persons designated by the chief  
2 13 clerk of the house and the secretary of the senate to  
2 14 receive lobbyist registration statements. Lobbyist  
2 15 registration forms shall be available in the office of  
2 16 the chief clerk of the house and the secretary of the  
2 17 senate. In addition, the lobbyist shall file with the  
2 18 secretary of the senate a statement of the general  
2 19 subjects of legislation in which the lobbyist is or  
2 20 may be interested, the numbers of the bills and  
2 21 resolutions and the bill number of study bills (if  
2 22 known) which will be lobbied, whether the lobbyist  
2 23 intends to lobby for or against each bill, resolution,  
2 24 or study bill (if known), and on whose behalf the  
2 25 lobbyist is lobbying the bill, resolution, or study  
2 26 bill.  
2 27 Any change in or addition to the foregoing  
2 28 information shall be registered with the person or  
2 29 persons designated by the chief clerk of the house and  
2 30 the secretary of the senate to receive lobbyist  
3 1 registration statements within ten days after the  
3 2 change or addition is known to the lobbyist.  
3 3 Registration expires upon the commencement of the  
3 4 next regular session of the general assembly, except  
3 5 that the secretary of the senate may adopt and  
3 6 implement a reasonable ~~pre-registration~~  
3 7 preregistration procedure in advance of each regular  
3 8 session during which persons may register for that  
3 9 session and the following legislative interim.  
3 10 4. CANCELLATION OF REGISTRATION. If a lobbyist's  
3 11 service on behalf of a particular employer, client, or

3 12 cause is concluded prior to the end of the calendar  
3 13 year, the lobbyist may cancel the registration on  
3 14 appropriate forms supplied by the secretary of the  
3 15 senate. Upon cancellation of registration, a lobbyist  
3 16 is prohibited from engaging in any lobbying activity  
3 17 on behalf of that particular employer, client, or  
3 18 cause until reregistering and complying with these  
3 19 rules. A lobbyist's registration is valid for only  
3 20 one session of a general assembly.

3 21 5. AMENDMENT OF REGISTRATION. If a registered  
3 22 lobbyist represents more than one employer, client, or  
3 23 cause and the lobbyist's services are concluded on  
3 24 behalf of a particular employer, client, or cause  
3 25 after the lobbyist registers but before the first day  
3 26 of the next legislative session, the lobbyist shall  
3 27 file an amendment to the lobbyist's registration  
3 28 indicating which employer, client, or cause is no  
3 29 longer represented by the lobbyist and the date upon  
3 30 which the representation concluded.

4 1 If a lobbyist is retained by one or more additional  
4 2 employers, clients, or causes after the lobbyist  
4 3 registers but before the first day of the next  
4 4 legislative session, the lobbyist shall file an  
4 5 amendment to the lobbyist's registration indicating  
4 6 the employer, client, or cause to be added and the  
4 7 date upon which the representation begins.

4 8 Amendments to a lobbyist's registration regarding  
4 9 changes which occur during the time that the general  
4 10 assembly is in session shall be filed within one  
4 11 working day after the date upon which the change in  
4 12 the lobbyist's representation becomes effective.

4 13 6. PUBLIC ACCESS. All information filed by a  
4 14 lobbyist or a client of a lobbyist under chapter 68B  
4 15 of the Code is a public record and open to public  
4 16 inspection at any reasonable time.

4 17 7. LOBBYIST AND CLIENT REPORTING. Each lobbyist  
4 18 registered with the senate and each lobbyist's client  
4 19 shall file the reports required under sections 68B.37  
4 20 and 68B.38 with the secretary of the senate.

4 21 For purposes of this rule, and the reports required  
4 22 under sections 68B.37 and 68B.38, "services enumerated  
4 23 under section 68B.2, subsection 13, paragraph "a" and  
4 24 "lobbying purposes" include, but are not limited to,  
4 25 the following:

4 26 a. Time spent by the lobbyist at the state capitol  
4 27 building commencing with the first day of a  
4 28 legislative session and ending with the day of final  
4 29 adjournment of each legislative session as indicated  
4 30 by the journals of the house and senate.

5 1 b. Time spent by the lobbyist attending meetings  
5 2 or hearings which results in the lobbyist  
5 3 communicating with members of the general assembly or  
5 4 legislative employees about current or proposed  
5 5 legislation.

5 6 c. Time spent by the lobbyist researching and  
5 7 drafting proposed legislation with the intent to  
5 8 submit the legislation to a member of the general  
5 9 assembly or a legislative employee.

5 10 d. Time spent by the lobbyist actually  
5 11 communicating with members of the general assembly and  
5 12 legislative employees about current or proposed  
5 13 legislation.

5 14 8. GOVERNMENT OFFICIALS. All federal, state, and  
5 15 local officials or employees representing their  
5 16 departments, commissions, boards, or agencies shall  
5 17 present to the secretary of the senate a letter of  
5 18 authorization from their department or agency heads  
5 19 prior to the commencement of their lobbying. The  
5 20 lobbyist registration statement of these officials and  
5 21 employees shall not be deemed complete until the  
5 22 letter of authorization is attached. Federal, state,  
5 23 and local officials who wish to lobby in opposition to  
5 24 their departments, commissions, boards, or agencies  
5 25 must indicate such on their lobbyist registration  
5 26 statements.

5 27 9. CHARGE ACCOUNTS AND LOANS. Lobbyists and the  
5 28 organizations they represent shall not allow any  
5 29 senators to charge any amounts or items to any charge  
5 30 account to be paid for by those lobbyists or by the  
6 1 organizations they represent. A lobbyist shall not  
6 2 make a loan to a senator unless the loan is made in

6 3 the ordinary course of business, the lobbyist is in  
6 4 the business of making loans, and the terms and  
6 5 conditions of the loan are the same or substantially  
6 6 similar to the finance charges and loan terms that are  
6 7 available to members of the general public.  
6 8 10. OFFERS OF ECONOMIC OPPORTUNITY. A lobbyist,  
6 9 an employer of a lobbyist, or a political action  
6 10 committee shall not offer economic or investment  
6 11 opportunity or promise of employment to any senator  
6 12 with intent to influence the senator's conduct in the  
6 13 performance of official duties.  
6 14 A lobbyist shall not take action intended to  
6 15 negatively affect the economic interests of a senator.  
6 16 For purposes of this rule, supporting or opposing a  
6 17 candidate for office or supporting or opposing a bill,  
6 18 amendment, or resolution shall not be considered to be  
6 19 action intended to negatively affect the economic  
6 20 interests of a senator.  
6 21 11. MEMBERSHIP CONTRIBUTIONS. A lobbyist, or  
6 22 employer of a lobbyist, shall not pay for membership  
6 23 in or contributions to clubs or organizations on  
6 24 behalf of a senator.  
6 25 12. ACCESS TO SENATE FLOOR. Lobbyists shall not  
6 26 be permitted on the floor of the senate while the  
6 27 senate is in session. Elected state officials, except  
6 28 the governor, lieutenant governor, and the members of  
6 29 the house of representatives, shall not be permitted  
6 30 on the floor of the senate while the senate is in  
7 1 session to encourage the passage, defeat, or  
7 2 modification of legislation.  
7 3 13. EFFECTIVE PERIOD. These rules governing  
7 4 lobbyists shall be in effect throughout the calendar  
7 5 year, whether or not the general assembly is in  
7 6 session.  
7 7 14. GIFTS. A lobbyist or the client of a lobbyist  
7 8 shall not, directly or indirectly, offer or make a  
7 9 gift or a series of gifts to a senator, except as  
7 10 otherwise provided in section 68B.22.  
7 11 15. HONORARIA. A lobbyist or client of a lobbyist  
7 12 shall not give an honorarium to a member or employee  
7 13 of the senate, except as otherwise provided in section  
7 14 68B.23.  
7 15 16. COMPLAINTS. Rules 15 through 23 of the senate  
7 16 code of ethics apply to complaints and procedures  
7 17 regarding violations of these rules.  
7 18 LSB 1689SV 82  
7 19 tm:rj/gg/14